

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

RED BARN MOTORS, INC., PLATINUM)
MOTORS, INC., and MATTINGLY AUTO)
SALES, INC., individually and on behalf of)
other members of the general public similarly)
situated,)
Plaintiffs,)
v.)
NEXTGEAR CAPITAL, INC. f/k/a DEALER)
SERVICES CORPORATION,)
Defendant.)

[PROPOSED] ORDER DENYING PLAINTIFFS' MOTION TO STRIKE

The Court having read and considered Plaintiffs' Motion to Strike (Filing No. 299) and the briefing thereon, **IT IS HEREBY ORDERED** that the Motion is **DENIED**. The Court finds that NextGear timely disclosed the declarations of Mark Bohannon, Eric Chevalier, Garrett Jorewicz, and Troy Thompson (Filing No. 295-2; Filing No. 295-3; Filing No. 295-4; Filing No. 295-5), that Plaintiffs have suffered no prejudice from the timing of those declarations, and that class discovery has not yet been completed.

SO ORDERED.

Date:

TANYA WALTON PRATT, JUDGE
United States District Court
Southern District of Indiana

Service will be made electronically on all ECF-registered counsel of record via email generated by the Court's ECF system.